

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2011-164865-001 DT

01/02/2013

COMMISSIONER JERRY BERNSTEIN

CLERK OF THE COURT  
L. Rubalcaba  
Deputy

STATE OF ARIZONA

JOHN H WALKER

v.

ADAM STEVEN LANCELLE (001)  
DOB: 08/06/1983

EDWARD N CONTER

APO-SENTENCINGS-CCC  
APPEALS-CCC  
DISPOSITION CLERK-CSC  
RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED/IMPRISONMENT

8:55 a.m.

Courtroom 902

State's Attorney: Tiffany Brady for John Walker  
Defendant's Attorney: Edward Conter  
Defendant: Present

Court Reporter, Wanda Bauer, is present.

A record of the proceeding is also made by audio and/or videotape.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

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OFFENSE: Count 1 Aggravated Driving or Actual Physical Control While Under the Influence of Intoxicating Liquor or Drugs

Class 4 Designated Felony

A.R.S. § 28-1381(A)(1), 28-1383(A)(1), 28-3001, 28-3304, 28-3305, 28-3315, 28-1444, 28-1461, 13-610, 13-701, 13-702, 13-702.01, 13-801

Date of Offense: 09/24/2011

Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 1 Probation Term: 3 years

Upon release from prison for felony DUI (4 months; 91 days credit).

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the State.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning 04/01/2013.

FINE: Count 1 - Total amount of \$1380.00, which includes surcharges of 84%, payable \$10.00 per month beginning 04/01/2013.

DUI ABATEMENT FUND: Count 1 - \$250.00, payable \$10.00 per month, beginning 04/01/2013.

PRISON CONSTRUCTION & OPERATIONS FUND: Count 1 - \$1500.00, payable \$10.00 per month, beginning 04/01/2013.

STATE GENERAL FUND: Count 1 - \$1500.00, payable \$10.00 per month, beginning 04/01/2013.

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PROBATION SURCHARGE: Count 1 - \$20.00 payable on 04/01/2013.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00 payable on 04/01/2013.

PENALTY ASSESSMENT - A.R.S. §12-116.04: Count 1 - \$13.00 payable on 04/01/2013.

Investigative Agency :

Surprise Police Department

All amounts payable through the Clerk of the Superior Court.

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 22: Other - Defendant will participate in the MADD Victim Impact Panel.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion to Dismiss the following: Count 2.

Count(s) 1: IT IS ORDERED authorizing the Maricopa County Sheriff to deliver Defendant to the Arizona Department of Corrections.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 13-610.

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9:00 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>.  
Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER JERRY BERNSTEIN  
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)